

July 7, 2015

The Grant County Commission met at 8AM with Commissioners Buttke, Dumann, Mach, Stengel and Tucholke present. Chairman Tucholke called the meeting to order. Motion by Stengel and seconded by Buttke to approve the minutes of the June 16, 2015 meeting. Motion carried 5-0. Minutes filed. Motion by Dumann and seconded by Stengel to approve the agenda. Motion carried 5-0.

Members of the public present were Gerry Adolph, Kathy Tyler, Jim DeVaal, Jackson Schwandt, Bill Coester and Suzanne Kappes.

Drainage: Chairman Tucholke adjourned the Board of Commissioners and convened the commission acting as the Drainage Board. Drainage administrator Krista Atyeo-Gortmaker presented the following permit application. Permit DR2015-06 for Baillie Trust by Roger Heller for the SW ¼ NE ¼ and NW ¼ in 27-119-48 (Vernon Township). This parcel has an approved drainage permit. The new permit is for the addition of laterals into the existing outlets located on the applicant's land. Due to the number of laterals being added, Drainage Officer Krista recommended a new tiling permit be presented to the drainage board. Letters to the adjoining landowners were sent by certified mail with no opposition received. Motion by Mach and seconded by Stengel to approve DR2015-06 as presented. Motion carried 5-0.

This concluded the business for the drainage board. Chairman Tucholke adjourned the Drainage Board and reconvened the Board of Commissioners.

Highway: At a prior commission meeting, Doug Kinniburgh from the SD Dept of Transportation presented information on how the Statewide Transportation Improvement Program (STIP) projects and county held funds will be distributed based on the passage of SB 1 during legislative session. Projects currently programmed in the 2015-2018 STIP will proceed as a federal aid project administered by SD DOT as currently planned, unless the county chooses to cancel the planned project and manage the project on the local level. The county does have a 9 mile asphalt overlay project for County Road 8 scheduled to go to bid letting in 2016. Supt Schultz recommended to the commission to leave the scheduled STIP project in the state account and to proceed with the state bid letting. Motion by Dumann and seconded by Stengel to approve Supt Schultz's recommendation and to inform the state to proceed with the 2016 asphalt project. Motion carried 5-0. **Gravel Crushing:** Supt Schultz reported the crushed gravel

piles have been depleted and is having to purchase gravel and haul longer distances. There will be gravel crushers in the area and he would like to bid for crushing gravel to take advantage of having stockpiles of gravel in different locations to reduce the transportation costs for hauling. Crushing gravel is not a budgeted item for 2015, but by changing projects for the year, the cost of the gravel can be covered. Motion by Dummann and seconded by Stengel to call for crushed gravel bids with the bid opening to be August 4, 2015 at 8:30 AM. Motion carried 5-0.

2016 Budget: A review of projected revenue and expense items for the highway budget was completed in preparation of the 2016 budget.

Wheel Tax Ordinance: The 9:00 AM public hearing was held for the second reading of Ordinance 2015-01 to implement a wheel tax of \$5.00 per wheel for a maximum of \$60 (12 wheels). The proposed ordinance was read. Chairman Tucholke opened the hearing for public comment. Gerry Adoph stated she licenses many vehicles and the increase in the wheel tax would add \$600 in fees for her vehicles. She questioned if agricultural expansion facilities could pay more for a permit to cover road costs. Chairman Tucholke stated the wheel tax is a fair tax as the user with the more wheels and number of vehicles pays the tax. Chairman Tucholke closed the public portion of the meeting and asked the commission for comments. Commissioner Stengel commented the cost of materials to fix roads has increased drastically in the last few years and with the cap on the county's tax request, the county is limited on increasing revenue. Commissioner Dummann stated the license plate fee in South Dakota is less than neighboring states and would still be lower than the other states with the new wheel tax. Chairman Tucholke called for a motion. Motion by Dummann and seconded by Buttke to approve the second reading and to adopt Ordinance 2015-01. Chairman Tucholke called for a roll call vote. Voting aye: Buttke, Dummann, Stengel, Mach and Tucholke. Nay: None. Motion carried. The ordinance is on file in the auditor's office.

ORDINANCE 2015-01

AN ORDINANCE TO ENACT A WHEEL TAX OF \$5.00 FOR EACH WHEEL
WITH MAXIMUM OF \$60.00 FOR EACH VEHICLE AND
PROVIDING FOR THE ADMINISTRATION AND COLLECTION THEREOF

WHEREAS, pursuant to SDCL, Chapter 32-5A, Grant County has the authority to impose a wheel tax on all motor vehicles including trailers as defined in SDCL 32-3-1, registered in the County; and

WHEREAS, during the 2015 Legislative session, Senate Bill 1 was signed into law by the Governor to raise the maximum wheel tax from \$4.00 to \$5.00 per wheel and to increase the number of wheels from four wheels to a maximum of twelve wheels; and

WHEREAS, SB1 created the Bridge Improvement Grant (BIG) program which will be the only funding source all the counties will use to competitively bid for funding the replacement of county bridges; and

WHEREAS, the Bridge Improvement Grant (BIG) funding program will replace the current Statewide Transportation Improvement Program (STIP) funding program; and

WHEREAS, the counties have a total of 3,744 bridges to maintain and of that number of bridges a total of 1067 has been determined to be structurally deficient ; and

WHEREAS, Grant County is ranked number three in the state for the number of bridges to maintain; and

WHEREAS, Grant County 169 bridge structures over twenty feet in length to maintain and 54 of that total bridge number has been determined to be structurally deficient or functionally obsolete; and

WHEREAS, the county cannot be assured of receiving funding from the Bridge Improvement Grant program for county bridge replacement projects; and

WHEREAS, it appears that the County will need additional funds for highway and bridge maintenance and construction; and

WHEREAS, it appears that the most equitable manner to raise such funds is through a wheel tax; and

WHEREAS, the Board of County Commissioners of Grant County, South Dakota deems it necessary for the purpose of promoting the health, safety and general welfare of the County, to impose the maximum wheel tax on all vehicles registered in the County;

THEREFORE BE IT ORDAINED BY THE GRANT COUNTY COMMISSIONERS that a county wheel tax is hereby imposed upon all motor vehicles as defined by SDCL 32-3-1 registered in the County at the rate of Five and no/100th (\$5.00) Dollars per vehicle wheel with a total of twelve wheels per vehicle. Such wheel tax shall be the same for all types of motor vehicles and the total wheel tax shall not exceed Sixty and no/100ths (\$60.00) Dollars, per

vehicle. Such wheel tax shall be administered and collected by the County, and the proceeds from such wheel tax shall be retained by the County, deposited in the highway fund, and the revenue shall be used only for highway and bridge maintenance and construction. The Board of County Commissioners shall by resolution, establish a means of distributing the revenue generated by such wheel tax among the County and the municipalities and townships located within the County. The collection of the fees for this ordinance will start January 1, 2016.

Clayton Tucholke, Chairman
Grant County Board of Commissioners

ATTEST:

Karen M. Layher, Auditor

First Reading: June 16, 2015

Second Reading: July 7, 2015

Approved and Adopted: July 7, 2015

Notice of Adoption published: July 15, 2015

Effective Date: August 4, 2015

Grant County registered voters have the right to refer the decision of the board to a vote of the people as provided in SDCL Chapter 7-18A. A referendum petition form prepared by the County and ready for circulation for said ordinance may be obtained from the office of the county Auditor.

Agri Business Grant: In 2016, a nine mile portion of County Road 8 will receive an asphalt lift beginning one mile east of Marvin going west to 149th Street (Old Hwy 81). The project will be funded by the STIP funds held in a State account. Currently, the county has \$955,000 accumulated and will borrow ahead on our yearly allocation to fund the asphalt project estimated to be 1.9 million. To complete the asphalt project for County Road 8, another 6 miles remains. Starting at 149th Street (Old Hwy 81) going west for 6 miles to the Day County boundary. The county has an opportunity to apply for two different grants to assist with the six miles of asphalt. One grant is the Agri Business grant through the SD DOT and the other grant is through the Local Infrastructure Improvement Project (LIIP) grant. The Agri Business grant program can be utilized when there is an ag related business utilizing the road. Another reason to schedule the remaining miles is to receive a better bid rate on the asphalt. After further discussion on the 2016 budget, the commission decided to budget \$750,000 for this 6 miles of asphalt and to apply for grants. The county started the first section of County Road 8 asphalt lift in 2011 followed in 2012 with another section. With the STP funds and possible grant funds, the county would be able to complete the County Road 8 asphalt lift. Motion by Dummann and seconded by Stengel to adopt the following resolution. Motion carried 5-0. Resolution adopted.

RESOLUTION 2015-19

WHEREAS, it is the desire of Grant County to upgrade County Road #8 (149th St) to better serve area businesses including the Lakeside Dairy; and
 WHEREAS, Grant County agrees to provide a 40% local match for road construction costs, plus pay all engineering and administrative costs associated with said project; and
 WHEREAS, Grant County will secure the required right-of-way for the construction of the project; and
 WHEREAS, Grant County agrees to maintain the road for its useful life;
 THEREFORE BE IT RESOLVED, that the Grant County Commission duly approves the submission of a SD Department of Transportation Agri-Business Grant application requesting 60% of the eligible street construction costs for the project as submitted;
 THEREFORE BE IT FURTHER RESOLVED, the Chairman be authorized to execute and sign the grant application on behalf of Grant County.

Adopted and effective this 7th day of July, 2015.

Clayton Tucholke, Chairman

ATTEST:

Karen M. Layher, Auditor

BIDS FOR FUEL

DATE	BIDDER	ETHANOL	DIESEL #1	DIESEL #2
06/01	UPI			2.20
	Cenex			2.45
UPI was the low bidder for Diesel #2 at 2.20.				
06/11	UPI			2.115
	Cenex			2.35
UPI was the low bidder for Diesel 2 at 2.115				
06/18	UPI	2.45		
	Cenex	2.47		
UPI was the low bidder for Ethanol at 2.45.				
06/29	UPI	2.509		2.046
	Cenex	2.62		2.30
UPI was the low bidder for Ethanol at 2.509 and for Diesel 2 at 2.046				

Rural Recruitment Program: Suzanne Kappes with Court Services in Pierre reported on the Rural Attorney Recruitment Program. She stated the program was recently expanded due to the success of the program which encourages graduating attorneys to establish their practice in the rural areas of the state. The Rural Attorney Recruitment Program offers the new attorney financial assistance towards their student loans for a 5 year period. The county's share of the program would be

\$21,898.80. She stated she is pleased to inform the commission that Attorney Bill Coester has agreed to provide the cost share usually provided by the county. The contract has been changed to reflect there is not any financial obligation for the county, only a signature on the contract to implement the program for Jackson Schwandt who is being mentored by Attorney Coester. Motion by Mach and seconded by Buttke to approve signing the Recruitment Assistant Pilot Program. Motion carried 5-0.

Dodge Durango: The sealed bids received for the 2009 Dodge Durango were opened with two bids received. The bids received are as follows: Drew Tschakart: \$2,600; Cleone Pekelder: \$4,404. Motion by Dummann and seconded by Stengel to accept the bid of \$4,404 from Cleone Pekelder. Motion carried 5-0.

Travel: Motion by Stengel and seconded by Mach to approve travel expenses for 4-H Advisor Sara Koepke to attend the State Horse Show in Huron. Motion carried 5-0.

Lien: Motion by Dummann and seconded by Buttke to accept \$148.32 to satisfy lien account #6483. Motion carried 5-0.

Cell Phone: Motion by Buttke and seconded by Stengel to approve a stipend of \$30.00 per month for 4-H Advisor Sara Koepke's personal cell related to work. Motion carried 5-0.

First District: The contract with First District for FY2016 was reviewed and it was moved by Stengel and seconded by Buttke to adopt the following resolution. Motion carried 5-0. Resolution adopted.

2015- 20

RESOLUTION TO CONTINUE SUPPORT FOR THE
FIRST DISTRICT ASSOCIATION OF LOCAL GOVERNMENTS
DURING FISCAL YEAR 2015
(OCTOBER 1, 2015 – SEPTEMBER 30, 2016)

The Grant County Board of County Commissioners, having adopted and signed a Joint Cooperative Agreement on the 6th day of April, 1972, creating the First Planning and Development District, Model Rural Development Program, do hereby agree to renew their participation in the Joint Cooperative Agreement for the Fiscal Year 2016 (October 1, 2015- September 30, 2016). To support the Joint

Cooperative Agreement and the activities of the District staff, the Grant County Board of County Commissioners will provide \$14,096.18 to the First District Association of Local Governments during the aforementioned Fiscal Year 2016 period.

ADOPTION:

Adopted this 7th day of July, 2015
Clayton Tucholke, Chairman
Grant County Commission

ATTEST:

Karen M. Layher
Grant County Auditor

Consent Agenda: Motion by Mach and seconded by Stengel to approve the consent agenda. Motion carried 5-0.

1. Approve hiring of Nathaniel Steinlicht as a temporary worker for the Register of Deeds Office effective 6-29-15 at \$9.90 per hour
2. Approve step increase for Mary Fenhaus to step 9, Office Deputy, at \$15.35 per hour effective 5-28-15
3. Approve auto supplement of \$500 from SDSU to the Extension Budget #611 in the amount of \$500 due to advisor developing an extension program
4. Approve lease agreement with State of SD Bureau of Administration for the Bureau of Information and Telecommunications (BIT) personnel's office space in the courthouse at \$220 per month with a term of 9-1-15 to 8-31-16
5. Approve revised copy of fee schedule for the P & Z Office and Assessor's office to clarify what forms are not public records pursuant to statute

2013-2014 Audit: SD Dept of Legislative Audit State Auditor Chelsey Siebrands was introduced to the commission. She is on site to conduct the bi-annual audit of the financial records. Chairman Tucholke signed the letter of intent for the audit.

Unfinished Business: None

New Business: The Commission received the Regional Railroad Authority Audit report with no financial issues reported. The Railroad Authority has been dissolved. The report is on file in the Auditor's Office.

Correspondence: None

Claims: Motion by Stengel and seconded by Mach to approve the claims as presented. Motion carried 5-0. AASON ENGINEERING, hwy project 2,766.25;

BUREAU OF INFO & TELE, internet & email 416.00; BUTLER, parts 999.14; CENTER POINT, books 424.96; CITY OF MILBANK, water & sewer 576.88; CITY OF WATERTOWN, 911 surcharge 6,231.87; CLIMATE AIR, maint 120.00; DAWN RUSSELL, prof serv 306.20; DAY CO SHERIFF, juvenile care 3,850.00; DESIGN ELECTRONICS, supplies 24.97; DUANE D ATHEY, plants & prof serv 335.40; GLOBAL, supplies 2,150.38; GRAJCZYK LAW, ct appt atty 1,597.50; GRANT CO SHERIFF, postage 16.93; GRANT-ROBERTS RURAL WATER, water 40.60; GRANT/ROBERTS AMBULANCE, alloca 2,458.33; HASSLEN CONSTRUCTION, repair 1,999.00; ITC, 911 transport 1,203.67; LEWIS FAMILY DRUG, supplies 3.99; MILBANK AREA CHAMBER OF COMMERCE, supplies 100.00; MILBANK AUTO PARTS, parts & supplies 1,118.34; MN DEPT OF TRANS, tower rent 300.00; NATL AUTO DEALERS ASSOC, used car guide 105.00; NORTHERN TRUCK, parts 35.19; NORTHWESTERN ENERGY, nat gas 209.70; OFFICE MAX, supplies 139.60; OFFICE SUPPLIES, supplies 103.31; POSTMASTER, stamps 49.00; QUICK PRO LUBE, oil chg 82.53; RC TECHNOLOGIES, 911 & tower rent 95.96; REED ELSEVIER, prof serv 695.00; RICHARD'S CARPET CLEANING, prof serv 65.00; SD DEPT TRANS, hwy projects 26,242.97; SDLA, regis 215.00; SDSU EXTENSION, regis 10.00; SEEHAFFER HARDWARE HANK, supplies 321.56; SHERYL I. WARD, reimbursement 4,250.00; ST WILLIAMS, prof serv 120.60; CEDAR SHORE RESORT, room 183.90; WITTROCK & SON, garbage service 530.00; XEROX, supplies 89.00; ZEM'S, prof serv 1,764.97. TOTALS: \$62,348.70.

Payroll for the following departments and offices for the month of June 2015 are as follows: COMMISSIONERS 4783.75; AUDITOR 13,456.68; TREASURER 8835.71; STATES ATTORNEY 10,257.90; CUSTODIANS 5311.15; DIR. OF EQUALIZATION 6173.00; REG. OF DEEDS 6394.11; VET. SERV. OFFICER 1141.55; SHERIFF 19,794.42; COMMUNICATION CTR 11,939.87; PUBLIC HEALTH NURSE 1420.61; ICAP 612.00; VISITING NEIGHBOR 3471.50; LIBRARY 11,293.99; 4-H 4135.54; WEED CONTROL 3915.46; PLAN & ZONING 6731.60; ROAD & BRIDGE 44,120.31; EMERGENCY MANAGEMENT 2448.31. TOTAL: \$166,237.45.

Payroll Claims: FIRST BANK & TRUST, Fed WH 15,324.94; FIRST BANK & TRUST, FICA WH & Match 20,149.38; FIRST BANK & TRUST, Medicare WH & Match 4712.36; AMERICAN FAMILY LIFE, AFLAC ins. 1797.46; WELLMARK-BLUE CROSS OF SD, Employee and Commission health ins. 42,327.63; DEARBORN NATIONAL, life ins. 236.86; LEGAL SHIELD, deduction 172.30; OFFICE OF CHILD SUPPORT, deduction 566.00;

OPTILEGRA, ins 346.08; ROGENBURG LAW, deduction 350.00; SDSR SUPPLEMENTAL, deduction 140.00; SDRS, retire 17,722.22. TOTAL: \$103,845.23.

Highway/Bridge Levy: The initial 2016 highway budget request is over \$4 million. The commission has made changes that will reduce this figure but after looking at costs and cash projections, the commission has elected to call for a portion of the highway road and bridge levy. The resolution calls for a 50 cents per thousand dollar of value levy for highway road and bridge purposes. This money would go directly to the highway fund. The county commission has until July 15 to decide if they would pass a resolution to request the highway and bridge levy. Another point of this new levy is that the commission can request only a portion of the levy. As the commission continues to work on the 2016 budget, they could request a portion of the levy. If expense and revenue support only calling for a 30 cent levy, the commission could do that. The final tax call for the road and bridge levy would be done when the annual budget is adopted at the end of September. During the past several years there has been a shift in funding for roads and bridges from federal and state dollars to local resources. With the cost of materials increasing on a yearly basis and the amount of road and bridges to maintain, the commission believes the additional funding is needed to support the current work plan and to expand the highway project list to keep the roads up rather than to let them deteriorate to the point they have to be rebuilt. Motion by Dummann and seconded by Mach to adopt the following resolution. Motion carried 5-0. Resolution adopted.

2015-21

ATTENTION TAXPAYERS of GRANT COUNTY:
NOTICE OF
PROPERTY TAX INCREASE
OF 50 cents per \$1,000 of valuation

THE GOVERNING BOARD OF Grant County states that the above said board is unable to properly maintain, repair, construct, and reconstruct roads and bridges in Grant County. Law now permits the governing board of said entity to establish a tax amount which may be levied and such amount can increase each year with the amount of inflation and new construction. Therefore the board does now establish a base property tax in the amount of 50 cents per one thousand dollars of taxable valuation starting with calendar year 2015 taxes payable in the calendar year 2016.

This action has been taken by the board and approved by at least a two-thirds vote of the board.

This decision may be referred to a vote of the people upon a petition signed by at least five percent of the registered voters in the district and filed with the governing body within twenty days of the first publication of this decision.

Unless this action is referred to a vote of the people and reversed by such vote, this resolution authorizes the county auditor to spread a levy to raise tax dollars in the above stated amount, allowing for percentage increases from inflation and new construction in subsequent years.

Dated this 7th day of July, 2015.

Clayton Tucholke, Board Chairman
Mike Mach, Commissioner
Doug Stengel, Commissioner
Paul Dummann, Commissioner
Marty Buttke, Commissioner

Meeting Dates: Motion by Stengel and seconded by Mach to change the meeting date from Tuesday July 21 to Monday July 20. Motion carried 5-0. The next meeting will be July 20 (Monday) and August 4 and 18, 2015 at 8 AM. Motion by Stengel and seconded by Mach to adjourn the meeting. Motion carried 5-0. Meeting adjourned.

Karen M. Layher, Grant County Auditor

Clayton Tucholke, Chairman, Grant County Comm.

July 8, 2015

The Grant County Commission met at 8AM with Commissioners Buttke, Dummann, Mach, Stengel and Tucholke present. Chairman Tucholke called the meeting to order. The purpose of the meeting was to meet with department personnel on the 2016 budget requests.

Departments meeting with the commission were as follows. Weed: Nathan Mueller; Highway: Kerwin Schultz; Sherriff/Jail: Kevin Owen; States Attorney: Mark Reedstrom; Emergency Management: Sheryl Ward; Register of Deeds: Nancy Copeland; Treasurer: Raynelle Mueller; EM: Sheryl Ward; Planning and Zoning: Krista Atyeo-Gortmaker; Director of Equalization: Kathy Steinlicht. Budget hearings will continue on Thursday July 9, 2015.

It is the policy of Grant County, South Dakota, not to discriminate against the handicapped in employment or the provision of service.

The next scheduled meeting dates will be July 20 (Monday) and August 4 and 18, 2015 at 8AM. Motion by Mach and seconded by Stengel to adjourn the meeting, motion carried 5-0. Meeting adjourned.

Karen M. Layher, Grant County Auditor

Clayton Tucholke, Chairman, Grant County Comm.

July 9, 2015

The Grant County Commission met at 8AM with Commissioners Buttke, Dummann, Mach, Stengel and Tucholke present. Chairman Tucholke called the meeting to order. The purpose of the meeting was to meet with department personnel on the 2016 budget requests and review all remaining budgets.

The commission heard the 2016 budget requests from the following personnel. Historical Society: Arlo Levisen; Library: Jody Carlson; Veterans Service Officer: Scott Malimanek; Auditor/Elections: Karen Layher. All remaining budgets were reviewed by the commission.

It is the policy of Grant County, South Dakota, not to discriminate against the handicapped in employment or the provision of service.

The next scheduled meeting dates will be July 20 (Monday) and August 4 and 18, 2015 at 8 AM. Motion by Dummann and seconded by Stengel to adjourn the meeting, motion carried 5-0. Meeting adjourned.

Karen M. Layher, Grant County Auditor

Clayton Tucholke, Chairman, Grant County Comm.